

Attorney Docket No. 72-95

## INVENTORS' DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below our names.

We believe that we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: "Therapeutic Azide Compounds" the specification of which filed on March 3, 1998 as Application Serial No. 09/033996.

We hereby authorize our legal representative to add reference to the Serial No. and/or filing date of the above-referenced application to this declaration.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

### Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application to which priority is claimed:

Country	Application No.	Date of Filing (day,month,year)	Date of Issue (day,month,year)	Priority Claimed
				35 U.S.C.119

### Prior Provisional Application(s)

We hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Application Serial Number	Date of Filing (day,month,year)
60/003,383	7 September 1995

Applicant or Patentee: Chu et al.  
Serial or Patent No.: 09/0 [REDACTED] 996  
For: Therapeutic Azide Compounds

Attorney's # 72-95  
Filed or Issued: March 2, 1998

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: UNIVERSITY OF GEORGIA RESEARCH FOUNDATION, INC.  
ADDRESS OF ORGANIZATION: D W Brooks Drive  
Athens, GA 30602

**TYPE OF ORGANIZATION**

- UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION LOCATED IN ANY COUNTRY
- TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. 501(a) AND 501(c)(3))
- NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA (35 U.S.C. §201(i)) (NAME OF STATE Georgia )  
(CITATION OF STATUTE O.C.G.A., Title 14, Chapter 3 )
- WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. 501(a) AND 501(c)(3)) IF LOCATED IN THE UNITED STATES OF AMERICA
- WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA  
(NAME OF STATE )  
(CITATION OF STATUTE )

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e) for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, with regard to the invention entitled "Therapeutic Azide Compounds" by inventor(s) Chung K. Chu, Lakshmi Kotra, Kostantin Manouilov, Jinfa Du and Raymond Schinazi described in

- the specification filed herewith  
 application serial no. filed March 2, 1998  
 patent no. issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

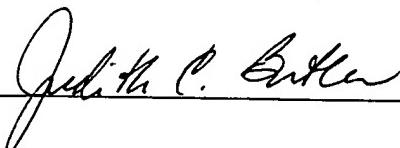
NAME Emory University  
ADDRESS 2009 Ridgewood Drive  
Atlanta, GA 30322

- INDIVIDUAL  
 SMALL BUSINESS CONCERN  
 NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Judy C. Butler  
TITLE IN ORGANIZATION: Secretary  
ADDRESS OF PERSON SIGNING: Boyd Graduate Studies Research Center  
D.W. Brooks Drive  
Athens, GA 30602-7411

SIGNATURE 

DATE March 11, 1998

Applicant or Patentee: Chung K. Chu  
 Serial or Patent No.: 09/033,996  
 For: Therapeutic Azide Compounds

Attorney's # 72-95  
 Filed or Issued: 3/27/98 3/3/98

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
 (37 C.F.R. 1.9(l) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: EMORY UNIVERSITY  
 ADDRESS OF ORGANIZATION: 2009 Ridgewood Drive  
 Atlanta, GA 30322

TYPE OF ORGANIZATION

- UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION LOCATED IN ANY COUNTRY
- TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. 501(a) AND 501(c)(3))
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- the specification filed herewith
- application serial no. filed February 23, 1998
- patent no. issued

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(2) Full Name of  
Second Inventor: KOTRA, Lakshmi P.  
Residence: Detroit, MI 48202  
Citizenship: ~~USA~~ INDIA  
Post Office Address: 5200 Anthony Wayne Drive, Apt. #713, Detroit MI 48202

(2) Signature



Date 3/19/98

(3) Full Name of

Third Inventor: MANOUILOV, Konstantine  
Residence: Omaha, NE 68198-6025  
Citizenship: USA  
Post Office Address: 3030 North 97<sup>th</sup> Street, #5, Omaha, NE 68134

(3) Signature

Date

(4) Full Name of

Fourth Inventor: DU, Jinfa  
Residence: Irvine, CA 92614  
Citizenship: USA  
Post Office Address: 1 Bayporte Street, Irvine, CA 92614

(4) Signature

Date

(5) Full Name of

Fifth Inventor: SCHINAZI, Raymond  
Residence: Decatur, GA 30033  
Citizenship: USA  
Post Office Address: 1524 Regency Walk Drive  
Decatur, GA 30033

(5) Signature

Date

## Prior U.S. Application(s) and PCT International Application(s) Designating the United States

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT International application(s) designating the United States listed below:

Application Serial Number	Date of Filing (day,month,year)	Status(Patented,Pending,Abandoned)
PCT/US96/14494	6 September 1996	

Insofar as the subject matter of each of the claims in this application is not disclosed in the prior United States, foreign or PCT International application(s) to which priority has been claimed above in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

We hereby appoint, both jointly and severally, as our attorneys and agents with full power of substitution and revocation, to prosecute this application and any corresponding application filed in the Patent Cooperation Treaty Receiving Office, and to transact all business in the Patent and Trademark Office connected herewith the following attorneys and agents, their registration numbers being listed after their names:

Lorance L. Greenlee, Reg. No. 27,894; Ellen P. Winner, Reg. No. 28,547; Sally A. Sullivan, Reg. No. 32,064; Donna M. Ferber, Reg. No. 33,878; Jennie M. Caruthers, Reg. No. 34,464; Alison A. Langford, Reg. No. 37,374, G. William VanCleave, Reg. No. 40,213, all of Greenlee, Winner and Sullivan, P.C., 5370 Manhattan Circle, Suite 201, Boulder, CO 80303.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full Name of

First Inventor: CHU, Chung K.  
Residence: Athens, GA 30605  
Citizenship: USA  
Post Office Address: 115 Cedar Springs Place  
Athens, GA 30605

(1) Signature \_\_\_\_\_ Date \_\_\_\_\_

Attorney Docket No. 72-95

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				35 U.S.C.119

### Prior Provisional Application(s)

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60/003,383	7 September 1995

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First Inventor: CHU, Chung K.  
Residence: Athens, GA 30605  
Citizenship: USA  
Post Office Address: 115 Cedar Springs Place  
Athens, GA 30605

(1) Signature \_\_\_\_\_ Date \_\_\_\_\_

(2) Full Name of  
Second Inventor: KOTRA, Lakshmi P.  
Residence: Detroit, MI 48202  
Citizenship: USA  
Post Office Address: 5200 Anthony Wayne Drive, Apt. #713, Detroit MI 48202

(2) Signature \_\_\_\_\_ Date \_\_\_\_\_

(3) Full Name of  
Third Inventor: MANOUILOV, Konstantine K.  
Residence: Omaha, NE 68198-6025  
Citizenship: ~~USA~~ RUSSIA  
Post Office Address: 3030 North 97<sup>th</sup> Street, #5, Omaha, NE 68134

(3) Signature Konstantine Date 3-25-98

(4) Full Name of  
Fourth Inventor: DU, Jinfa  
Residence: Irvine, CA 92614  
Citizenship: USA  
Post Office Address: 1 Bayporte Street, Irvine, CA 92614

(4) Signature \_\_\_\_\_ Date \_\_\_\_\_

(5) Full Name of  
Fifth Inventor: SCHINAZI, Raymond  
Residence: Decatur, GA 30033  
Citizenship: USA  
Post Office Address: 1524 Regency Walk Drive  
Decatur, GA 30033

(5) Signature \_\_\_\_\_ Date \_\_\_\_\_

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(1) Full Name of  
First Inventor: CHU, Chung K.  
Residence: Athens, GA 30605  
Citizenship: USA  
Post Office Address: 115 Cedar Springs Place  
Athens, GA 30605

(1) Signature Chung K. Chu Date 3/23/98

(2) Full Name of  
Second Inventor: KOTRA, Lakshmi P.  
Residence: Detroit, MI 48202  
Citizenship: USA  
Post Office Address: 5200 Anthony Wayne Drive, Apt. #713, Detroit MI 48202

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Residence: Athens, GA 30605  
Citizenship: USA  
Post Office Address: 115 Cedar Springs Place  
Athens, GA 30605

(1) Signature \_\_\_\_\_ Date \_\_\_\_\_

(2) Full Name of  
Second Inventor: KOTRA, Lakshmi P.  
Residence: Detroit, MI 48202  
Citizenship: USA  
Post Office Address: 5200 Anthony Wayne Drive, Apt. #713, Detroit MI 48202

(2) Signature \_\_\_\_\_ Date \_\_\_\_\_

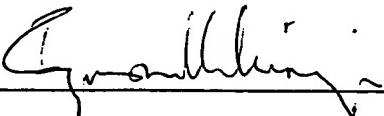
(3) Full Name of  
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(3) Signature \_\_\_\_\_ Date \_\_\_\_\_

(4) Full Name of  
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(5) Full Name of  
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(5) Signature  Date 7/6/98

Attorney Docket No. 72-95

## INVENTORS' DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below our names.

We believe that we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: "Therapeutic Azide Compounds" the specification of which filed on March 3, 1998 as Application Serial No. 09/033996.

We hereby authorize our legal representative to add reference to the Serial No. and/or filing date of the above-referenced application to this declaration.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

### Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application to which priority is claimed:

Country	Application No.	Date of Filing (day,month,year)	Date of Issue (day,month,year)	Priority Claimed
				35 U.S.C.119

### Prior Provisional Application(s)

We hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Application Serial Number	Date of Filing (day,month,year)
60/003,383	7 September 1995

## Prior U.S. Application(s) and PCT International Application(s) Designating the United States

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT International application(s) designating the United States listed below:

Application Serial Number	Date of Filing (day,month,year)	Status(Patented,Pending,Abandoned)
PCT/US96/14494	6 September 1996	

Insofar as the subject matter of each of the claims in this application is not disclosed in the prior United States, foreign or PCT International application(s) to which priority has been claimed above in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

We hereby appoint, both jointly and severally, as our attorneys and agents with full power of substitution and revocation, to prosecute this application and any corresponding application filed in the Patent Cooperation Treaty Receiving Office, and to transact all business in the Patent and Trademark Office connected herewith the following attorneys and agents, their registration numbers being listed after their names:

Lorance L. Greenlee, Reg. No. 27,894; Ellen P. Winner, Reg. No. 28,547; Sally A. Sullivan, Reg. No. 32,064; Donna M. Ferber, Reg. No. 33,878; Jennie M. Caruthers, Reg. No. 34,464; Alison A. Langford, Reg. No. 37,374, G. William VanCleave, Reg. No. 40,213, all of Greenlee, Winner and Sullivan, P.C., 5370 Manhattan Circle, Suite 201, Boulder, CO 80303.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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(2) Signature \_\_\_\_\_ Date \_\_\_\_\_

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